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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

RICOH COMPANY, LTD.,

Plaintiff,

vs.

AEROFLEX INC., et al.

Defendants.

)

) Case No. C03-4669 MJJ (EMC)

) Case No. C03-2289 MJJ (EMC)

)

) **DECLARATION OF MICHAEL A.**

) **WEINSTEIN IN SUPPORT OF**

) **ADMINISTRATIVE MOTION FOR A**

) **SEALING ORDER**

SYNOPSIS.,

Plaintiff,

vs.

RICOH COMPANY, LTD.

Defendant.

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1 Michael A. Weinstein declares as follows:

2 1. My name is Michael A. Weinstein, an attorney with the law firm of Dickstein, Shapiro,
3 Morin & Oshinsky, LLP, counsel for Ricoh Company Limited. I am over the age of 21 and am
4 competent to make this declaration. Based on my personal knowledge and information, I hereby declare
5 to all the facts in this declaration.

6 2. In case C03-4669, a Stipulated Protective Order ("Order1") was entered into on June 3,
7 2003 between the parties.

8 3. In case C03-2289, a Stipulated Protective Order ("Order2") was entered into on March
9 24, 2004 between the parties.

10 4. On March 29, 2006, counsel for the Aeroflex et al. filed with the court a Joint Letter to
11 Judge Chen re Continued Deposition of Dr. Kobayashi in Japan along with numerous exhibits to the
12 Joint letter, including a copy of the transcript of the deposition of Hideaki Kobayashi. The first page of
13 the Kobayashi transcript is clearly marked "CONFIDENTIAL Subject to Protective Order" (Exhibit
14 14a).

15 5. Ricoh Company, Ltd requests permission to file under seal the following documents and
16 exhibits which are designated confidential as defined in both Order1 and Order2.

17 a. Exhibits 1, 14a, 14b-1, and 14b-2--the Deposition of H. Kobayashi.

18 6. On March 29, 2006, counsel for Synopsys/Aeroflex et al. filed with the court
19 "Administrative Motion for a Sealing Order" requesting the joint letters and the respective exhibits be
20 filed under seal.

21 7. It is believed that the identified documents of 5a, *supra*, are privileged or protectable as a
22 trade secret or otherwise entitled to protection.

23 8. As such, the identified four documents should be filed under seal pursuant to Order1 and
24 Order2.

25 I declare under penalty of perjury under the laws of the United States of America that the
26 foregoing is true and correct.

Signed at Washington, D.C. on April 3, 2006.

April 3, 2006

/s/ Michael A. Weinstein

Michael A. Weinstein